

BAKER BOTTS LLP



RECEIVED

JAN 10 2001

TECH CENTER 1600/2200

30 ROCKEFELLER PLAZA
44TH FLOOR
NEW YORK, NEW YORK
10112-4498
212.705.5000
FAX 212.705.5020

GAU 1646
AUSTIN
BAKU
DALLAS
HOUSTON
LONDON
MOSCOW
NEW YORK
WASHINGTON

Amdt. Trans.

PATENT

Our File No.: A31967-PCT-USA-A / 066031.0102

Date: January 2, 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Raymond Kaempfer et al.

Serial No. : 09/150,947 Examiner : Lee, L.

Filed : September 10, 1998 Group Art Unit : 1646

For : BROAD SPECTRUM PYROGENIC EXOTOXINS
ANTAGONISTS AND VACCINES

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

1. ☒ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
2. ☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
3. ☒ No additional fee is required.

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on January 2, 2001.

Attorney Name Alicia A. Russo

Registration No. 46,192

Signature *Alicia A. Russo*

Date of Signature January 2, 2001

**RECEIVED**

JAN 10 2001

Amdt. Trans.
TECH CENTER 1800/2900 PATENT

The fee has been calculated as shown below:

	Claims remaining after amendmt. (Col. 1)		Highest No. Prev. Paid for (Col. 2)			Present extra (Col. 3)	SMALL ENTITY		or	OTHER THAN A SMALL ENTITY	
							RATE	FEE		RATE	FEE
Total	*	57	Minus **	77	=	0	x	9 =	\$0	or	x 18 =
Ind.	*	1	Minus ***	4	=	0	x	39 =	\$0	or	x 78 =
() First Presentation of Multiple Dependent Claim							+	130 =	or	+	260 =
TOTAL ADDITIONAL FEE							=	\$0	or	TOTAL	= \$0

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest No. prev. paid for" in this space is less than 20, write "20" in this space.

*** If the "Highest No. prev. paid for" in this space is less than 3, write "3" in this space.

4.(a)[] An Extension of Time to respond to the PTO communication dated is hereby requested. The required fee, indicated below, is enclosed herewith.

Extension for response (check only one):

	SMALL ENTITY		OTHER THAN A SMALL ENTITY	
Within first month	<input type="checkbox"/>	\$ 55	<input type="checkbox"/>	\$ 110
Within second month	<input type="checkbox"/>	190	<input type="checkbox"/>	380
Within third month	<input type="checkbox"/>	435	<input type="checkbox"/>	870
Within fourth month	<input type="checkbox"/>	680	<input type="checkbox"/>	1,360

(check and complete the next item, if applicable)

[] An extension for months has already been secured and the fee paid therefor of \$ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$.

or

(b)[X] In the event that an extension of time is required, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

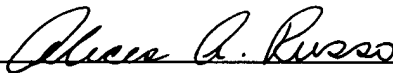
5. [] Please charge our Deposit Account No. 02-4377 in the amount of \$. Two

Amdt. Trans.
PATENT

copies of this sheet are enclosed.

6. ☐ A check in the amount of \$ is attached.
7. ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR 1.16 and/or 37 CFR 1.17 associated with this communication or credit any overpayment to Deposit Account No. 02-4377. Two copies of this sheet are enclosed.

BAKER BOTTS L.L.P.

By 
Alicia A. Russo

PTO Registration No. 46,192

Enclosures